

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

JESSE WEISS, Individually and on )  
Behalf of All Others Similarly Situated, )  
Plaintiff, ) Case No. 0:13-cv-01946-SRN-TNL  
v. )  
DAKOTA GROWERS PASTA CO., )  
Defendant. )

**JOINT NOTICE OF FILING OF SETTLEMENT AGREEMENT**

Defendant Dakota Growers Pasta Company (“Dakota Growers”), and plaintiff Jesse Weiss, by their undersigned counsel, respectfully submit this Notice of Filing of Settlement Agreement in *Mirakay, et al. v. Dakota Growers, et al.*, Case No. 3:13-cv-04429-JAP-LHG (D. Minn.) (“*Mirakay*”).

On April 3, 2014, the parties in this action and in *Mirakay* executed a settlement agreement (“Settlement Agreement”) that will resolve both nationwide class actions if approved. On April 14, 2014, plaintiffs in *Mirakay* filed a Motion for Preliminary Settlement Approval in the District of New Jersey. *Mirakay* [D.E. 36]. Pursuant to the terms of the Settlement Agreement, if it is finally approved, plaintiff will voluntarily dismiss this action with prejudice.

Pending a decision on the Motion for Preliminary Settlement Approval, the parties respectfully request that the Court stay the Scheduling Order entered in this case [D.E. 33], pursuant to which plaintiff is required to file a motion for class certification on May 1, 2014. The parties will file a status report within ten days of the *Mirakay* court’s ruling on the Motion for Preliminary Approval.

Dated: April 17, 2014

Respectfully submitted,

s/Joseph M. Price

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